

10/538176

Customer No. 22,852  
Attorney Docket No. 04676.0184-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. National Phase of  
International Application No.  
PCT/JP2003/015943 of:

Chikamasa YAMASHITA, et al.

Application No.: 

Filed: June 9, 2005

For: **INHALATION DEVICE FOR  
TRANSPULMONARY  
ADMINISTRATION**

) **JC17 Rec'd PCT/PTO 09 JUN 2005**

) Group Art Unit:

) Examiner:

)

)

)

**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicants bring to the Examiner's attention the document listed on attached Form PTO/SB/08. A copy of the listed foreign patent document is attached. Applicants respectfully request that the Examiner consider the document listed on attached Form PTO/SB/08 and indicate that it was considered by making an appropriate notation on this form.

This Information Disclosure Statement is being filed with the above-referenced application.

The following is listed on the accompanying PTO/SB/08 and is in a non-English language:

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1. Japanese Unexamined Patent Application No. 1999-221280 - The relevance of this document is discussed at page 1 of the specification of the present application.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If the Examiner applies the document as prior art against any claim in the application and applicants determine that the cited document does not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such document. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: June 9, 2005

By:

  
Ernest F. Chapman  
Reg. No. 25,961

Enclosures  
EFC/FPD/rac

Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(Use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	107538176
				Filing Date	June 9, 2005
				First Named Inventor	Chikamasa YAMASHITA
				Art Unit	
				Examiner Name	
Sheet	1	of	1	Attorney Docket Number	04676.0184-00000

<b>U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS</b>					
Examiner Initials <sup>1</sup>	Cite No. <sup>1</sup>	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US-			

**Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004**

<b>FOREIGN PATENT DOCUMENTS</b>					
Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)			
		JP 11-221280	08-17-1999		

<b>NON PATENT LITERATURE DOCUMENTS</b>					
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			Translation <sup>6</sup>

Examiner Signature		Date Considered	
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